

FILED
Clerk
District Court

AUG 22 2006

For The Northern Mariana Islands

By _____
(Deputy Clerk)

Robert D. Bradshaw
PO Box 473
1530 W. Trout Creek Road
Calder, Idaho 83808
Phone 208-245-1691
Plaintiff, Pro Se

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

ROBERT D. BRADSHAW

) Case No. CV 05-0027

Plaintiff

v.

COMMONWEALTH OF THE NORTHERN
MARIANA ISLANDS (hereafter referred to
as the CNMI); et. al.
Defendants

) **PLAINTIFF'S NOTICE TO**
) **COURT ON THE HEARING**
) **OF AUG 10, 2006**
)
)

1. At the Court's hearing on the CNMI's Motion to Dismiss the Second Amended Complaint, Ms St Peter mentioned a problem with receiving Plaintiff's Opposition to the Motion and not having enough time to prepare for the hearing.

2. Attached hereto at Exhibit A is the certificate of service signed by plaintiff on the mailing of the opposition by first class mail to Ms St Peter, Mr Civile and Mr Sorensen. Attached at Exhibit B is a copy of the US Post Office mailing receipt showing that on Jul 25, 2006 at 12:38 PM the letters were mailed in Coeur d'Alene, ID--one certified letter to 96950

(which was the mailing to the court); a second to Warren, MI 48090 (which was to Mr Sorensen) and two more to 96950 (which were for Mr Civile and Ms St Peter).


3. While it is possible the post office lost or unnecessarily delayed the letter to Ms St Peter, it is also plausible that the AG's office somehow messed up in picking up its mail or in handling it's mail after receiving it at the post office.

4. In a second matter, Ms St Peter said that the Clerk of Superior Court recently told her that the return postal receipts from "Manny" as filed by Mr Sorensen is "now in the file." Actually, plaintiff has tried three times to get a certified true copy of these receipts over the last 20 months. The problem is always that the clerk is like other CNMI offices (including the AG), she almost never puts anything in writing. She has never written me on the matter but twice on the phone she denied having the receipts in the file.

5. My first two attempts to get the receipts ended with no response (except the telephone reply that they are not available). But on May 16, 2006 plaintiff once more tried (per the letter at exhibit C). This time, the Superior Court cashed the accompanying check (#413). But the clerk did not send the receipts. Yet she did cash the check which is a step up. The canceled check is at Exhibit D as supplied to me by my bank). Plaintiff also requested certified true copies of the receipts allegedly filed by the AG. On these, plaintiff's check was not cashed.

6. If the AG's office can prevail upon the clerk to send plaintiff certified true copies of the postal receipts, it will change the complexity of this case. Otherwise, plaintiff has a full intention of soon fling a subpoena with the clerk to get certified true copies of these receipts or at least something in writing saying that they are not available.

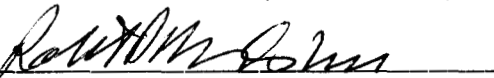
I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief. Dated this 14th day of August 2006 at Calder, Idaho.


Robert D. Bradshaw, Plaintiff, Pro Se

CERTIFICATE OF SERVICE

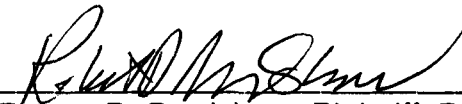
I HEREBY CERTIFY that on the 14th day of August 2006, I caused to be served a true copy of the foregoing document by US Mail Postage Paid to each of the following:

Jay H. Sorensen, c/o Shanghai, PO Box 9022, Warren, MI 48090-9022
Kristin St Peter, Asst Attorney General, Caller Box 10007, Capitol Hill, Saipan, MP 96950


Robert D. Bradshaw, Plaintiff, Pro Se

76. The defendants have failed to meet their burden to show that plaintiff's second amended complaint fails to state a claim upon which relief may be granted per FRCP 12(b). Because of the reasons cited above, the CNMI and AG defendants' motion to dismiss should be denied. The defendants have submitted no cause for the dismissal of the second amended complaint. A proposed order is attached.

I declare under the penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief. Dated this 24th day of July 2006 at Calder, Idaho.


Robert D. Bradshaw, Plaintiff, Pro Se

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 24th day of July 2006, I caused to be served a true copy of the foregoing document by US Mail Postage Paid to each of the following:

Jay H. Sorensen, c/o Shanghai, PO Box 9022, Warren, MI 48090-9022
Kristin St Peter, Asst Attorney General, Caller Box 10007, Capitol Hill, Saipan, MP 96950
Patrick Civile, Civile & Tang, PLLC, PMB 86, PO Box 10003, Saipan, MP 96950

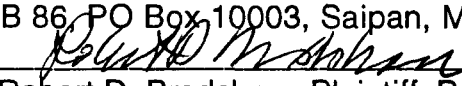

Robert D. Bradshaw, Plaintiff, Pro Se

EXHIBIT
"A"

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COEUR D' ALENE
 COEUR D' ALENE, Idaho
 838142713
 5480520814-0097
 07/25/2006 (800)275-8777 01:12:38 PM

=====

===== Sales Receipt =====

Product	Sale Unit	Final
Description	Qty Price	Price

=====

SAIPAN MP 96950		\$4.05
Priority - Flat Rate		
Env		

1 lb. 5.10 oz.		
Certified		\$2.40
Label #:	70053110000152443381	
Customs Form #:	LC438824215US	

=====

Issue PVI:		\$6.45
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SAIPAN MP 96950		\$1.83
First-Class		
6.50 oz.		

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Issue PVI:		\$1.83
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WARREN MI 48090		\$1.83
First-Class		
6.50 oz.		

=====

Issue PVI:		\$1.83
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SAIPAN MP 96950		\$1.83
First-Class		
6.50 oz.		

=====

Issue PVI:		\$1.83
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Total:		\$11.94
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Paid by:

Visa		\$11.94
Account #:	XXXXXXXXXXXX4828	
Approval #:	07001A	
Transaction #:	381	
23903550481		

Bill#:1000300032413
 Clerk:08

All sales final on stamps and postage.
 Refunds for guaranteed services only.
 Thank you for your business.
 Customer Copy

EXHIBIT
 11 B4

COPY

May 16, 2006

Ms Bernie Sablan:
Clerk of the Superior Court
PO Box 500307
Saipan, MP 96950-0307
Phone 670-236-9740
Fax 670-236-9741

Dear Ms Sablan:

Would you please be good enough to send me the following documents and any and all attached exhibits and enclosures as certified true copies in the 96-1320 case file:

Copy of return of service and original return postal receipts filed by Mr Bisom in case 96-1320 showing service by mail on Defendant Bradshaw. Check for \$10.60 enclosed.

Copy of original US postal return receipts showing mailings to Defendant Bradshaw by the CNMI AG. Check enclosed for \$10.60.

Please include copies of all exhibits and attachments to the documents. If I have failed to send the right amounts of money, please bill me and I will send further payment.

Thank you very much for your help. I appreciate it.

Yours very truly,

Robert D. Bradshaw
PO Box 473,
Calder, ID 83808,
Phone 208-245-1691.

EXHIBIT
"C"

07/05/2006 1322000166-6321070775

This is a LEGAL COPY of your check. You can use it the same way you would use the original check.

01214051153 07/03/2006
0033467010

R. D. BRADSHAW
PO BOX 413
CALDER, ID 83604-0413

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May 1962

**FOR NO MORE
CHECKING OUT**

DECLASS

usbank
For My Local Community

12123105 296 153351971293-0413 00000010607

44:123103729: 153351971293*0413 *0000001060*

0413

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57

10.60

EXHIBIT
"ID"